

Atty. Dkt. No. 016906-0357

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Günther FEUERECKER et al.

Title: AIR CONDITIONER FOR A MOTOR VEHICLE

Appl. No.: Unassigned

Filing Date: DEC 0 3 2004

Examiner: Unassigned

Art Unit: Unassigned

INFORMATION DISCLOSURE STATEMENT UNDER 37 CFR §1.56

Mail Stop Amendment Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir

Submitted herewith on Form PTO/SB/08 is a listing of documents known to Applicants in order to comply with Applicants' duty of disclosure pursuant to 37 CFR §1.56. A copy of each listed document, except as noted below, is being submitted to comply with the provisions of 37 CFR §1.97 and §1.98.

The submission of any document herewith, which is not a statutory bar, is not intended as an admission that such document constitutes prior art against the claims of the present application or that such document is considered material to patentability as defined in 37 CFR §1.56(b). Applicants do not waive any rights to take any action which would be appropriate to antedate or otherwise remove as a competent reference any document which is determined to be a *prima facie* art reference against the claims of the present application.

TIMING OF THE DISCLOSURE

The listed documents are being submitted in compliance with 37 CFR §1.97(b), within three (3) months of the date of entry of the national stage as set forth in 37 CFR §1.491.

RELEVANCE OF EACH DOCUMENT

Documents A1-A5 listed on the attached PTO/SB/08 was cited as being relevant during the prosecution of the corresponding International application. Copies of the documents are not being provided since copies should have been provided directly by WIPO under an exchange program between the PTO, the EPO and the JPO. A copy of the International Search Report setting forth the portion of each reference considered relevant by the examiner is attached.

The relevance of documents A6 and A7 is described in the present specification. English translations of the foreign-language documents are not readily available. However, English language abstracts are provided herewith. Consequently, the foreign language documents have been submitted in compliance with the PTO requirements and, therefore, the documents should be considered by the Examiner (37 CFR §1.97, §1.98 and MPEP §609).

Applicants wish to bring to the Examiner's attention that DE 196 44 586, cited in the European Search Report, is also cited in the specification.

Applicants respectfully request that any listed document be considered by the Examiner and be made of record in the present application and that an initialed copy of Form PTO/SB/08 be returned in accordance with MPEP §609.

The Commissioner is hereby authorized to charge any additional fees which may be required regarding this application under 37 CFR §§ 1.16-1.17, or credit any overpayment, to Deposit Account No. 19-0741. Should no proper payment be enclosed herewith, as by a check being in the wrong amount, unsigned, post-dated, otherwise improper or informal or even entirely missing, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 19-0741.

| Date | DEC 0 3 2004 | By Ver Sehward | |
|-------------|----------------|-------------------------|--|
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Dagmantfully submitted

DT12 Rec'd PCT/PTO 0 3 DEC 2004 MODIFIED PTO/SB/08 (08-00)

through 10/31/2002. OMB 0651-0031 U.S. DEPARTMENT OF COMMERCE

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| | Data | Cultimittad | DEC 0 3 2004 | First Named Inventor | Günther FEUERECKER | |
| • | Date | Submitted. | UEL 0 3 2004 | Group Art Unit | Unassigned | |
| | (use as many s | sheets as ne | cessary) | Examiner Name | Unassigned | |
| Sheet | 1 | of | 1 | Attorney Docket Number | 016906-0357 | |

| | | | U.S. PATENT DOCUMENTS | 3 | |
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| | U.S. Patent Document | | | Date of Publication of | Pages, Columns, Lines, Where Relevant |
| No.1 | Number | Kind Code ² (if known) | Cited Document | Cited Document MM-DD-YYYY | Passages or Relevant Figures Appear |
| A1 | 6.041.849 | | KARL | 03-28-2000 | |
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| Examiner Initials* | Cite No.1 | Foreign Patent Document Office ³ Number ⁴ Kind Code ⁵ (if known) | | | Name of Patentee or Applicant of Cited Documents | Date of Publication of Cited Document MM-DD-YYYY | Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear | T⁵ |
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| | A4 | EP | 1 295 739 | A1 | DELPHI TECHNOLOGIES, INC. | 03-26-2002 | | |
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| | | NON PATENT LITERATURE DOCUMENTS | | | | | | |
|-----------------------|--------------|--|---|--|--|--|--|--|
| Examiner Initials* | Cite No.1 | Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.) date, page(s), volume-issue number(s), publisher, city and/or country where published. | | | | | | |
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| Examiner John Ford/ (03/15/2008) Date Considered | |
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| Signature 750111 F010 (05/15/2006) Considered | |

EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not

considered. Include copy of this form with next communication to applicant

1 Unique citation designation number. 2See attached Kinds of U.S. Patent Documents. 3Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. *Applicant is to place a check mark here if English language Translation is attached.

Budden Hyur Statement: This form is estimated to take 2.0 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this learn should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, P.O. 80 x1450, Alexandria, V.A. 2213-1450, DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO. Commissioner for Patentin, P.O. 80 x1450, Alexandria, V.A. 2471-19REFERINCES CONSIDERED EXCEPT WHERE LINED THROUGH. /JF/